

**REMARKS**

In the Office Action<sup>1</sup>, the Examiner rejected claims 13-30 under 35 U.S.C. 103(a) as being unpatentable over U.S. Publication 2003/0220995 to Hitaka ("*Hitaka*") and U.S. Patent No. 7,068,190 to Satomi et al. ("*Satomi*").

Claims 13-30 remain pending.

Applicants respectfully traverse the rejection of claims 13-30 under 35 U.S.C. § 103. The Office Action fails to present a *prima facie* case of obviousness.

Independent claim 13 recites an information processing system comprising:

a first viewing apparatus comprising:

a first display unit[, and] . . .

the second viewing apparatus comprising:

a second display unit . . . ; and

a receiving unit for receiving the new thumbnail picture URL transmitted by the transmitting unit of the first viewing apparatus, whereby the second display unit is refreshed to display the second cursor in a new location of a new thumbnail picture associated with the new thumbnail picture URL received from the first viewing apparatus.

(Emphasis added).

*Hitaka* discloses a system in which a user can use a personal computer to send photos to a photo site and to order photos from a print site. ¶ [125]. Upon receiving an order start confirmation, the print site acquires a thumbnail image from the photo site server. ¶ [332]. After the thumbnail image is acquired, the print site displays the image select dialog 4400 shown in FIG. 43 in step S4207. ¶ [332]. However, the dialog box

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<sup>1</sup> The Office Action may contain statements reflecting characterizations of the related art and the claims. Regardless of whether any such statement is identified herein, Applicants decline to automatically subscribe to any statement or characterization in the Office Action.

is displayed on the display of the user's PC. See, ¶ [128] ("The print site sends, to the user PC, a dialog used to display the acquired thumbnail image and prompt the user to input detailed print information"). The user can then use this dialog box to enter further details about the order. ¶ [325].

The Examiner acknowledges "Hitaka . . . does not explicitly show . . . a receiving unit for receiving the new thumbnail picture URL transmitted by the transmitting unit of the first viewing apparatus, whereby the second display unit is refreshed to display the second cursor in a new location of a new thumbnail picture associated with the new thumbnail picture URL received from the first viewing apparatus" on page 5 of the Office Action.

The Office Action then makes the following assertion:

Satomi discloses a user accesses a Web server (121) in a photosite (105) by using a browser (120) of a user PC (102), browses images, and selects an image which he/she wants to print out (S2, S3). A printsite (109) receives input data indicating a print form, print count, and the like for each selected image (S6), calculates an estimated price by using a print information database (119) in which print unit prices are stored and the price calculation module (110), and transfers the estimated price to the photosite (105) (S7). The photosite (105) calculates a price while factoring personal information into the estimated price by using a personal information database (118) and a price calculation module (108), and presents the price to the user (S8)(Abstract) wherein is a printsite (i.e. a data storage apparatus) and a photosite (i.e. a viewing apparatus/first display unit) and the printsite manages a receipt number 1701, an image number 1702, a URL 1703 on the photosite 105 which is used to acquire a print image file,(i.e. received from) a URL 1704 on the photosite 105 (i.e. first display unit) which is used to acquire a preview display image file, a URL 1705 on the photosite 105 which is used to acquire a thumbnail image file to be displayed on a print order window (i.e. second display unit) when a temporary print order is placed (Col. 21 line 18-45, Fig. 16, 28, 31, 34, 35). Furthermore [sic] Fig. 42

discloses a selection (i.e. cursor detected) of the album and a selection of the printsite at a different location.

PP. 7-8. This section, however, fails to even assert that *Satomi* discloses or suggests the aforementioned elements of claim 1, or any of the other elements of claim 1, switch which the Office Action concedes *Hitaka* fails disclose.

Additionally, it is submitted that the Office Action does not appear to address numerous features recited in the claims. 37 C.F.R. 1.104 (b) requires that the “. . . action will be complete as to all matters . . . .” 37 C.F.R. 1.104 (c) requires that “[w]hen a reference is complex or shows or describes inventions other than that claimed by the [A]pplicant, the particular parts relied on must be designated as nearly as practicable. The pertinence of each reference, if not apparent, must be clearly explained and each rejected claim specified.” In this case, even if the Office Action asserted that *Satomi* cures the deficiencies of *Hitaka*, the Office Action fails to indicate any portion of *Satomi* relied upon to teach that “the second display unit is refreshed to display the second cursor in a new location of a new thumbnail picture associated with the new thumbnail picture URL received from the first viewing apparatus, as recited in claim 1. Inasmuch as the Office Action is not believed to be in accordance with the requirements of 37 C.F.R. 1.104, it is requested if the claims are not in condition for allowance that a second, non-final Office Action be issued addressing all of the features recited in each of the claims.

Finally, even if the Office Action’s assertions with respect to *Satomi* are correct, which Applicant does not concede, *Satomi* still does not cure the deficiencies of *Hitaka*. That is, *Satomi* still fails to disclose or suggest that “the

second display unit is refreshed to display the second cursor in a new location of a new thumbnail picture associated with the new thumbnail picture URL received from the first viewing apparatus," as recited in claim 1.

Accordingly, *Hitaka* and *Satomi*, alone or in combination, do not teach or suggest "a receiving unit for receiving the new thumbnail picture URL transmitted by the transmitting unit of the first viewing apparatus, whereby the second display unit is refreshed to display the second cursor in a new location of a new thumbnail picture associated with the new thumbnail picture URL received from the first viewing apparatus" (emphasis added).

Independent claims 16, 19, 22, 25, and 28 are allowable over *Hitaka* and *Satomi* for at least reasons similar to those given for claim 13. Dependent claims 14, 15, 17, 18, 20, 21, 23, 24, 26, 27, 29, and 30 are allowable at least due to their dependence from allowable base claims.


In view of the foregoing amendments and remarks, Applicant respectfully requests reconsideration and reexamination of this application and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

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